



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ATTY.'S DOCKET: SUR-3645

#7/A
PF
5/24/02

In re Application of:) Art Unit: 1724
Richard SMITH)
Serial No.: 09/662,507) Examiner: C. BARRY
Filed: September 14, 2000) Confirmation No. 2262
For: SMALL-SCALE HYDROGEN-) Washington D.C.
OXIDIZING-DENITRIFYING)
BIOREACTOR) May 16, 2002

AMENDMENT

Honorable Commissioner for Patents
Washington, D.C. 20231

In response to the Office Action of
January 16, 2002, for which a one month extension of time
to respond is hereby requested, please enter the
following amendment:

IN THE CLAIMS

Cancel claims 5-8 without prejudice or
disclaimer, applicant reserving the right to present
nonelected subject matter in a later filed divisional
application, and enter the following new claims:

A' 9. (New) The method according to claim 1
wherein the bacteria use nitrate as a respiratory
terminal electron acceptor whereby nitrate is converted
to nitrogen gas.

10. (New) The method according to claim 1

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TC 1700